

7. The second iteration in computing Need allocation consists of adjusting the Need allocation computed above to take into account the \$50,000 baseline funding for the first year only and then \$25,000 per year for each year thereafter through FY 2002. So, if in the first Need computation you have less than the minimum Needs funding level, your Need allocation will go up. But, if you have more than the minimum Needs funding level, your Need allocation will go down to adjust for the other Need allocations going up. We can represent this by:

If NEED1 is less than MINFUNDING, then
 $NEED = MINFUNDING$.

If NEED1 is greater than or equal to MINFUNDING, then $NEED = NEED1 - \{UNDERMIN\$ * [(NEED1 - MINFUNDING) / OVERMIN\$]\}$.

Where:

MINFUNDING = minimum needs funding level.

UNDERMIN\$ = for all tribes with NEED1 less than MINFUNDING, sum of the differences between MINFUNDING and NEED1.

OVERMIN\$ = for all tribes with NEED1 greater than or equal to MINFUNDING, sum of the difference between NEED1 and MINFUNDING.

For estimating FY 1998 allocations:

MINFUNDING = \$50,000.

UNDERMIN\$ = \$4,919,224.

OVERMIN\$ = \$335,022,114.

8. Now we have computed values for FCAS and NEED. This final step in computing the grant allocation is to adjust the sum of FCAS and NEED to reflect the statutory requirement that a tribe's minimum grant will not be less than that tribe's FY 1996 Operating Subsidy and Modernization funding. So, before adjusting for the minimum grant compute:

$unadjGRANT = FCAS + NEED$

where both FCAS and NEED are calculated above.

9. Now, apply test to determine if the GRANT (unadjusted for FY 1996) levels is greater than or equal to FY 1996 Operating Subsidy and Modernization funding.

Let $TEST = unadjGRANT - OPMOD96$.

If TEST is less than 0, then $GRANT = OPMOD96$.

If TEST is greater than or equal to 0, then $GRANT = unadjGRANT - [UNDER1996 * (TEST / OVER1996)]$.

Where:

OPMOD96 = funding received by tribe in FY 1996 for Operating Subsidy and Modernization

UNDER1996 = for all tribes with TEST less than 0, sum of the absolute value of TEST.

OVER1996 = for all tribes with TEST greater than or equal to 0, sum of TEST.

For estimating FY 1998 allocations:

UNDER1996 = \$5,378,558.

OVER1996 = \$326,095,837.

GRANT is the approximate grant amount in any given year for any given tribe.

[63 FR 12373, Mar. 12, 1998; 63 FR 13105, Mar. 17, 1998]

EFFECTIVE DATE NOTE: At 63 FR 12373, Mar. 12, 1998, appendix B to part 1000 was added, effective Apr. 13, 1998.

PARTS 1001-1002 [RESERVED]

PART 1003—COMMUNITY DEVELOPMENT BLOCK GRANTS FOR INDIAN TRIBES AND ALASKA NATIVE VILLAGES

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